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**Minutes of the  
Louisiana State Medical Society  
Board of Governors Meeting – March 7, 2018**

**Call to Order**

Susan Bankston, MD, President, called the meeting to order, on Wednesday, March 7, 2018 at 8:40 AM. Dr. Bankston then led the board in reciting the Physician’s Prayer and the Pledge of Allegiance.

**Verification of Quorum**

Dr. Paddock verified the presence of a quorum.

**Vacancies on the Board**

Mrs. Watson informed the board that there were currently two vacancies on the board as District 1 and District 5 each failed to hold elections prior to the LSMS Annual meeting in January 2018. As a result, and under the new local independence rules, the LSMS conducted district-wide elections for these two districts. Mrs. Watson informed the board that for District 1, George Ellis, MD had been elected as the district councilor and Juan Gershanik, MD was elected as the alternate councilor. In District 5, Adrienne Williams, MD was elected as the district councilor and Gwenn Jackson, MD was elected as the alternate district councilor. After Mrs. Watson concluded her report, the following motion was made:

**MOTION (APPROVED)  
ACCEPT THE ELECTION RESULTS FROM DISTRICT ONE AND  
DISTRICT FIVE AS PRESENTED BY STAFF.**

**Introductions and Overview**

As this was the first meeting of 2018-2019 board and new members were present, Dr. Bankston asked everyone in the room to introduce themselves. Afterwards, Mr. Williams provided a brief overview of the duties and responsibilities for both the Board of Governors and key staff members. Additionally, all board members received an organizational chart and contact information for fellow board members, as well as, staff.

**Board Orientation**

Mrs. Bailey reviewed the LSMS confidentiality and anti-trust statements with board members. Dr. Bankston informed the board that every member was required to sign and return both documents. Mrs. Bailey also informed everyone that the original/signed copies will be kept on file and will apply for all information discussed during the meetings for the twelve months beginning in March 2018 and ending February 2019. Mrs. Bailey also noted that board members should check with her if there is ever a question about what business can be shared with other members during meetings in their districts. Lastly, she noted she would interrupt board proceedings if at any time during the course of a meeting the discussion veered into confidential areas.

**Approval of Minutes**

After reviewing the minutes of December 13, 2017 and January 26, 2018, the following motion was made:

1 **MOTION (APPROVED)**  
2 **ACCEPT THE MINUTES OF THE BOARD OF GOVERNORS MEETING**  
3 **ON DECEMBER 13, 2017 AND JANUARY 26, 2018 AS PRESENTED.**  
4  
5

6 **Update on Informed Consent Legal Issue from 2017**

7 The Board of Governors approved a motion at its December 13, 2017 meeting directing staff to contact  
8 the Louisiana Medical Disclosure Panel and the LSMS Medical/Legal Interprofessional Committee  
9 seeking their opinions on how a recent legal proceeding in Pennsylvania which ruled only a physician,  
10 not members of their medical staff, could obtain an informed consent from a patient might impact  
11 Louisiana physicians. Mrs. Bailey directed the board to a December 15, 2017 letter to the Louisiana  
12 medical Disclosure Panel requesting clarification on this issue. As of March 7, 2018 no response has  
13 been received. Additionally, the Medical/Legal Interprofessional Committee has not met between  
14 December 2017 and March 2018.  
15

16 **Update on HealthSYNC of Louisiana**

17 Mr. Williams updated the board on the recent activities since HealthSYNC's launch in February 2018,  
18 which included introductory meetings with several health care stakeholders across the state.  
19 Additionally, Mr. Williams, on behalf of the HealthSYNC Steering Committee, presented the board with  
20 pricing options for both LSMS members, non members and hospitals. For individual physician practices  
21 the base pricing would be set at \$90 per month for LSMS members and \$120 per month for non  
22 members. There will also be volume and early adopter discounts that could apply as well and would  
23 lower the overall monthly costs. For hospitals, a formula that takes into consideration hospital revenues  
24 and then adjusts for occupied bed days would be applied to each facility to determine base pricing. The  
25 base annual fees for a small rural hospital would be \$18,000 up to \$180,000 for a large facility or  
26 system. Each facility can then upgrade the amount of services they receive from HealthSYNC for  
27 additional annual fees and early adopter discounts would apply. After several questions and discussion  
28 the following motion was made:  
29

30 **MOTION (APPROVED)**  
31 **ACCEPT THE HEALTHSYNC PRICING STRUCTURE FOR PHYSICIAN**  
32 **PRACTICES AND HOSPITALS AS PRESENTED.**  
33

34 **LSMS Appointees to the Health Professionals Foundation of Louisiana**

35 Mr. Williams informed the board that the LSMS had two open seats on the Health Professionals  
36 Foundation of Louisiana (HPFL) Board of Directors that they need to fill via appointment. Mr.  
37 Williams went on to explain that in 2017 the procedure was changed to where the HPFL seeks  
38 nominees, evaluates the nominees and then forwards a final slate of nominees to the LSMS for  
39 appointment. Mr. Williams directed the board members to the CVs of Joseph Walters, MD and  
40 Matthew Prine, MD who were nominated for the open positions. After much discussion and many  
41 questions the following motions were made:  
42

43 **MOTION (APPROVED)**  
44 **APPOINT JOSEPH WALTERS, MD TO A THREE YEAR TERM ON THE**  
45 **HEALTH PROFESSIONALS FOUNDATION OF LOUISIANA BOARD**  
46 **OF DIRECTORS.**  
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1  
2 **MOTION (APPROVED)**

3 **APPOINT MATTHEW PRINE, MD TO A THREE YEAR TERM ON THE**  
4 **HEALTH PROFESSIONALS FOUNDATION OF LOUISIANA BOARD**  
5 **OF DIRECTORS.**

6  
7 **MOTION (APPROVED)**

8 **DIRECT STAFF TO DRAFT A LETTER ON BEHALF OF THE LSMS**  
9 **PRESIDENT TO THE LOUISIANA STATE BOARD OF MEDICAL**  
10 **EXAMINERS SEEKING INFORMATION RELATED TO THE**  
11 **AVAILABILITY OF TREATMENT FACILITIES AND OPTIONS FOR**  
12 **LOUISIANA PHYSICIANS SUFFERING FROM IMPAIRMENT AND/OR**  
13 **BURNOUT RELATED ISSUES.**

14  
15 **MOTION (APPROVED)**

16 **DIRECT STAFF TO INQUIRE FROM THE HEALTH PROFESSIONALS**  
17 **FOUNDATION OF LOUISIANA WHETHER OR NOT THEY HAVE A**  
18 **PROCESS IN PLACE TO IDENTIFY ANY POTENTIAL CONFLICTS OF**  
19 **INTEREST WHEN THEY ARE EVALUATING POTENTIAL NOMINEES**  
20 **TO THEIR BOARD OF DIRECTORS.**

21  
22 Citing a potential conflict of interest let the minutes reflect that Rod Clark, M.D., LSMS Ninth District  
23 Alternate Councilor, abstained from voting on all motions related to the Health Professionals Foundation  
24 of Louisiana.

25  
26 **Update on Louisiana State Board of Medical Examiners**

27 Mr. Williams informed the board that he had attended the recent LSBME meetings since the last board  
28 meeting on December 13, 2017. Mr. Williams informed the board that the Louisiana Legislative  
29 Auditor (LLA) had not yet convened its financial, compliance and performance audit of the LSBME as  
30 the LSBME filed an injunction in state court to block the Legislative Auditor from reviewing all of the  
31 board's files. Subsequently, the courts ruled that the LSBME had to turn over all of their files to the  
32 Legislative Auditor but they still refused and intend to appeal the ruling. Dr. Bankston informed the  
33 board that the LSBME has informally requested the LSMS file an amicus brief in this case supporting  
34 the LSBME files remain confidential. After much discussion on this issue, no motion was made.

35  
36 **Update on Patients Compensation Fund (PCF) Oversight Board**

37 Mr. Williams informed the board that there were not any new PCF activities to report on other than total  
38 claims, both frequency and volume, continue to decline. Additionally, the PCF's balance sheet  
39 remained strong with assets in excess of \$1.1 billion.

40  
41 **Resolutions and Directives from the 2018 House of Delegates**

42 Mr. Williams reviewed four resolutions from the 2018 House of Delegates that were referred to the  
43 board for action. These included: R301 (Nutritional Alternatives in Clinic/Hospital Systems); L1  
44 (Increase the Medical Professional Services Fees); L2 (transitioning of dues for dues exempt members)  
45 and L3 (Healthcare in Louisiana Prisons). The board addressed each resolution individually.

46  
47 R301 – Nutritional alternatives in clinic and hospital systems: resolved, that the LSMS encourages  
48 clinic and hospital systems and all medical and/or health facilities that offer and/or serve food to offer  
49 known nutritious alternatives through their food services to visitors, patients, staff personnel and

1 volunteers, with special attention to the needs of the diabetic population, as traditionally would be  
2 offered to patients only and when medically ordered. After discussion, the following motion was made:

3  
4 **MOTION (APPROVED)**

5 **DIRECT STAFF TO DRAFT A LETTER TO THE LOUISIANA**  
6 **HOSPITAL ASSOCIATION REQUESTING THEY DISSEMINATE THE**  
7 **INFORMATION CONTAINED IN RESOLUTION R301-18.**

8  
9  
10 L1 – Increase the Louisiana Medicaid Professional Services Fee Schedule: resolved, that the LSMS  
11 submit a written request to the Secretary of the State of Louisiana’s Department of Health, Medicaid  
12 Program Director and appropriate committees and members of the Louisiana State Legislature (if  
13 necessary) requesting an increase in the Medicaid Professional Services Fee Schedule up to 120% of the  
14 Medicare fee schedule and that we partner with other like-minded societies and/or organizations to co-  
15 sign the written requests. After discussion, the following motion was made:

16  
17 **MOTION (APPROVED)**

18 **DIRECT STAFF TO DRAFT A LETTER ON BEHALF OF THE LSMS**  
19 **PRESIDENT TO THE LOUISIANA DEPARTMENT OF HEALTH**  
20 **REQUESTING THEY RAISE THE MEDICAID FEE SCHEDULE UP TO**  
21 **120% OF MEDICARE.**

22  
23 Let the minutes reflect that Katherine Williams, MD, Vice President, voted against the motion.

24  
25 L2 – Transitioning of dues exempt members: resolved that upon adjournment of this meeting the LSMS  
26 Dues Exempt membership category will be renamed as Lifetime Membership, and be it further resolved,  
27 that on September 1, 2018 the Lifetime membership category will be closed to future members and all  
28 current members, as of this date, will be grandfathered in place until there are no more remaining  
29 Lifetime members at which time the membership category will sunset, and be it further resolved, that on  
30 September 1, 2018 the LSMS Bylaws, Article IV, be amended by addition to create a new Legacy  
31 Membership category. After discussion, the following motion was made:

32  
33 **MOTION (APPROVED)**

34 **DIRECT STAFF TO WORK ON THE LANGUAGE AND CONCEPTS IN**  
35 **THE RESOLUTION AND BRING BACK TO THE BOARD FOR**  
36 **POSSIBLE RECONSIDERATION FOR THE 2019 HOUSE OF**  
37 **DELEGATES.**

38  
39  
40 L3 – Health care in Prisons and jails in the state of Louisiana: resolved, that our LSMS oppose the  
41 Louisiana State Board of Medical Examiners practice of allowing medical personnel with suspended  
42 licenses to work in prisons and jails in Louisiana as health care providers. After discussion, the  
43 following motion was made:

44  
45 **MOTION (APPROVED)**

46 **DIRECT STAFF TO DRAFT A LETTER THE LOUISIANA STATE**  
47 **BOARD OF MEDICAL EXAMINERS SEEKING INFORMATION ON**  
48 **WHO PROVIDES HEALTH CARE IN OUR STATE’S PENAL SYSTEM.**

1 **Infuse – Potential LSMS Program for the Winter of 2018**

2 Mrs. Watson presented the board with a unique program called Infuse that is being offered in May 2018  
3 to physicians in Virginia related to burnout and resilience. Mrs. Watson stated that she would like to  
4 have a member of the staff attend this meeting with a report back in September 2018 as to whether this  
5 is an endeavor that the LSMS may undertake in the future. After several questions, the following  
6 motion was made:

7  
8 **MOTION (APPROVED)**

9 **APPROVE A MEMBER OF THE LSMS STAFF ATTEND THE INFUSE**  
10 **2018 PROGRAM BEING OFFERED BY THE MEDICAL SOCIETY OF**  
11 **VIRGINIA WITH A REPORT BACK TO THE BOARD OF GOVERNORS**  
12 **IN SEPTEMBER 2018.**

13  
14  
15 **Walk Through of 2019 House of Delegates**

16 Mr. Williams and Mrs. Watson asked the board for some direction on the practical implementation of  
17 several changes to the 2019 House of Delegates as a result of the recently approved Local Independence  
18 initiative. There were several questions around dates, elections, notifications and other pertinent issues.  
19 After much conversation and multiple questions, the following motion was made:

20  
21 **MOTION (APPROVED)**

22 **DIRECT STAFF TO DRAFT CHANGES TO THE PROCEDURES OF**  
23 **THE HOUSE OF DELEGATES MANUAL RELATED TO LOCAL**  
24 **INDEPENDENCE AND RECENT BYLAWS CHANGES AND TO BRING**  
25 **THOSE PROPOSED CHANGES TO THE JUNE 2018 BOARD OF**  
26 **GOVERNORS MEETING FOR FURTHER DISCUSSION.**

27  
28  
29 **Update on 2018 Special/Regular Legislative Sessions**

30 Dr. Broussard briefly went over legislative instruments already pre-filed and/or were rumored to be filed  
31 at a later date. As usual, these included: scope of practice issues from both the nurse practitioners and  
32 physician assistants; medical malpractice cap; balanced billing; board certification, due process rights  
33 for physicians and facility fees. Dr. Broussard reminded everyone that the LSMS Council on  
34 Legislation would be meeting on March 10, 2018 to review bills and adopt positions.

35  
36 **Interviews for LSMS Seats on the Patients' Compensation Fund (PCF) Oversight Board**

37 During executive session the board interviewed four potential candidates for three seats on the Patients'  
38 Compensation Fund (PCF) Oversight Board. After reviewing curriculum vitae, conducting candidate  
39 interviews, evaluating all candidates, and conducting secret ballot elections, the following motions were  
40 made:

41  
42 **MOTION (APPROVED)**

43 **NOMINATE PATRICK BREAUX, MD FOR A THREE YEAR TERM ON**  
44 **THE LOUISIANA PATIENTS COMPENSATION OVERSIGHT BOARD.**

45  
46 **MOTION (APPROVED)**

47 **NOMINATE CHRISTOPHER FORET, MD FOR A THREE YEAR TERM**  
48 **ON THE LOUISIANA PATIENTS COMPENSATION OVERSIGHT**  
49 **BOARD.**

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2  
3 **MOTION (APPROVED)**  
4 **NOMINATE RANDALL MILLER, MD FOR A THREE YEAR TERM ON**  
5 **THE LOUISIANA PATIENTS COMPENSATION OVERSIGHT BOARD.**  
6

7 **Interviews for the LSMS Seat on the Louisiana State Board of Medical Examiners**

8 During executive session the board interviewed eight potential candidates for one seat on the Louisiana  
9 State Board of Medical Examiners (LSBME). After reviewing curriculum vitae, conducting candidate  
10 interviews, evaluating all candidates, and conducting secret ballot elections, the following motions were  
11 made:

12  
13 **MOTION (APPROVED)**  
14 **NOMINATE RODERICK CLARK, MD TO A FOUR YEAR TERM ON**  
15 **THE LOUISIANA STATE BOARD OF MEDICAL EXAMINERS.**  
16

17 Additionally, the board directed staff to wait on notifying the other candidates pending the appointment  
18 of Dr. Clark and/or action by the legislator on the multiple bills before them during the 2018 legislative  
19 session related to potential changes in the composition of the LSBME.  
20

21 **Reports**

22  
23 President

24 Dr. Bankston had nothing new to report as this was the first board meeting on 2018.  
25

26 President-Elect

27 Dr. Stevens had nothing to report.  
28

29 Secretary Treasurer

30 The December 31, 2017 financial statements for the LSMS and Perkins Properties were reviewed, noted  
31 and filed. Perkins Properties had assets and liabilities totaling \$2,185,894; Net income year to date was  
32 \$189,504. For the LSMS assets and liabilities totaled \$2,920,144; while net income year to date was  
33 \$75,161. Membership was up 48 members from December 2017 with most of those being medical  
34 students.  
35

36 Speaker of the House

37 Dr. Perkowski and Dr. Trawick both were unable to attend the meeting.  
38

39 Chair, Council on Legislation

40 Dr. Broussard had nothing new to report.  
41

42 Board of Councilors

43 The LSMS Board of Councilors met during lunch and discussed on-going concerns related to local  
44 independence. Additionally, they held an election for the Chairman position on the Board of  
45 Councilors, who is also a member of the LSMS Executive Committee. After open nominations, Jeff  
46 White, MD, Fourth District Councilor, was elected as the Chair of the Board of Councilors.  
47

48 EVP Report

49 Mr. Williams briefly shared three items with the board that materialized in between the time the meeting  
50 agenda was set and the meeting date. First, Mr. Williams informed the board that the LSMS has been

1 elected to the AMA's Scope of Practice Partnership (SOPP) Steering Committee after being interviewed  
2 in December 2017. Secondly, Mr. Williams informed the board that the Coalition of State Medical  
3 Associations currently has a surplus in revenue as a result of changing public relation firms in  
4 Washington, DC and as a result dues for 2018 were being waived. Lastly, Mr. Williams informed the  
5 board that the LSMS' Opioid CME course, in partnership with LAMMICO, was up and running on the  
6 LSBME's Website.

#### 7 8 LAMPAC

9 There was nothing of note to report for LAMPAC.

#### 10 11 LSMS Alliance

12 Mrs. Kati Antill was unable to attend the meeting.

#### 13 14 Physicians' Foundation

15 Dr. Lawrence Braud, the LSMS representative on the Physicians Foundation provided a written  
16 summary on recent activities, which was included in the meeting materials distributed to board  
17 members.

#### 18 19 **Adjournment**

20 With no additional business to discuss, Dr. Bankston adjourned the meeting at 4:15 PM.

#### 21 22 **Attending:**

23 Susan Bankston, MD, President  
24 Lee Stevens, MD, President-Elect  
25 William "Beau" Clark, MD, Immediate Past President  
26 Katherine Williams, MD, Vice President  
27 Richard Paddock, MD, Secretary-Treasurer  
28 David Broussard, MD, Chair, Council on Legislation  
29 George Ellis, MD, First District Councilor  
30 Robert Chugden, MD, Second District Councilor  
31 Allen Vander, MD Third District Councilor  
32 Frederick J. White, III, MD, Fourth District Councilor  
33 Adrienne Williams, MD, Fifth District Alternate  
34 Brian Gamborg, MD, Seventh District Councilor  
35 Lance Templeton, MD, Eighth District Councilor  
36 Rod Clark, MD, Ninth District Alternate  
37 Nicholas Viviano, MD, Tenth District Councilor  
38 Pamela Parra, MD, Senior Physician Section  
39 Amberly Nunez, Young Physician Section Member  
40 Emily Davis, MD, Resident and Fellow Member

#### 41 42 **Absent:**

43 Paul Perkowski, MD, Speaker, House of Delegates  
44 Steen Trawick, MD, Vice Speaker of the House  
45 Juan Gershanik, MD, First District Alternate  
46 Mark Hebert, MD, Third District Alternate  
47 John Carmody, MD, Fourth District Alternate  
48 Gwenn Jackson, MD, Fifth District Councilor  
49 Reece Newsome, MD, Sixth District Councilor  
50 David Fargason, MD, Sixth District Alternate

- 1 Yoko Broussard, MD, Seventh District Alternate
- 2 Anthony Blalock, MD, Ninth District Councilor
- 3 Jeremy Henderson, MD, Tenth District Alternate
- 4 Trent James, MD, Senior Physician Section Member
- 5 Alicia Kober, MD, Young Physician Section Alternate
- 6 Ezekiel Wetzel, MD, Resident and Fellow Alternate
- 7 Carl Sabottke, Medical Student Member
- 8 Riley Santiago, Medical Student Alternate

9  
10 **Staff Attending:**

- 11 Jeff Williams, Executive Vice President & Chief Executive Officer
- 12 Lauren Bailey, Vice President of Legal Affairs & General Counsel
- 13 Terri Watson, Director of Member Services and Administration
- 14 Chris Lebouef, Senior Director of Communication
- 15 Elise Tauzin, Communication Manager
- 16 Sarah Edwards, Office and Events Manager

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20 **Approved:** \_\_\_\_\_  
21 **Richard Paddock, MD, Secretary-Treasurer**

22  
23 **Date:** \_\_\_\_\_

